

STEVENS HAS IDEA WHO STARTED FIRE

State Completes Evidence in Arson Case

DEFENSE HAS INNING

Testimony Will All Be in by Tonight.

S. M. Stevens created a stir in the district court room yesterday afternoon when he said, in answer to a question asked by Attorney Eckstein, that he had an idea who it was that attempted to set fire to his wife's millinery store on the night of January 1, 1903.

Mr. Eckstein had just asked the question, "Did you attempt to set fire to your wife's store on the night of January 1, 1903?" to which Mr. Stevens replied emphatically that he did not. The next question was, "Have you any idea who did?" and the witness immediately answered that he "had an idea who did."

"Didn't you testify at the former trial that you knew of no enemies who would do such a thing?"

"I believe I did, but at that time I did not know of any one. I have since found out that I have some enemies."

"When you have found this out since the last term of court?"

"Yes, sir."

"Did I not ask you at the last trial whether you had any enemies in the city and you answered that you had none?"

"I do not remember."

At the morning session of the court nine witnesses were introduced by the state. Their testimony was about the same as at the previous trial.

Howard V. Wheeler was the first witness called. He is the local agent in this city for the London Insurance company, of London, England, and testified as to the policy issued to Mrs. Stevens on her stock of millinery and also as to the date that the policy was withdrawn, or canceled.

Al Mendenhall, an employee of the Palace livery stable, was then called. He said that on the night of January 1, 1903, he saw the defendant, S. M. Stevens, come out of the alley across the street from the barn; that he came into the barn and ordered his horse and then left. Mendenhall stated that this was between 7 and 7:30 o'clock.

Will Hoath, brother-in-law of the defendant, was then called by the defense. He testified for the defense at the former trial and will probably be called by them today. He said that he was at the home of Mr. Stevens when the boy from the livery stable came after the horse; that he was in the house at the time.

F. A. Smith, proprietor of the Palace stable, was the next witness called. He testified that he was called by the boy who was going after the horse at Stevens' home, and that he and the boy left the stable between 6 and 6:30 o'clock.

Albert Stites, another employee of the stables, testified that about 6 o'clock Mrs. Stevens and Will Hoath drove by the stables and were going after the horse at Stevens' home, and that he and the boy left the stable between 6 and 6:30 o'clock.

Chief Warden was then recalled to testify concerning the box in which the lighted lamp was discovered. A box exactly like the one in which the lighted lamp was placed was then introduced as evidence.

Following Mr. Warden Chief Burt was called. He stated that when he was called to the store on the night in question he found all of the light fronts to the show cases up; also all of the drawers in the salesmen were pulled open. He further stated that the back door was securely fastened and could not have been opened from the outside without having been broken.

Miss Mamie Hannibal was the last witness called by the state. It was to her and Miss Hoath that Mrs. Stevens sold the stock of goods on the 12th of January, 1903.

Miss Hannibal stated that the stock was purchased by the state and Miss Hoath and that the price was \$100, which she paid \$50. She also said that Mr. Stevens afterward came to her with a bill of sale made out for \$250, and told her that he intended to take that one, as it would make a better showing for him in the case than the one for \$100. She also stated that if the bill was filed it was done by Mr. Stevens and paid for by him. She denied that she had given the

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\$2.50 bill of sale to George Rogers and paid him money for having it filed.

This concluded the evidence for the state and the defense then stated their case and called their first witness of the defense. He testified that Mr. Stevens paid him for making the bill of sale, and that afterward Miss Hannibal gave it to him with the money to have it recorded.

Miss Bertha Hereford, who testified in behalf of the state at the previous trial, was called by the defense. She said that there were two keys to the store, and that she had known Mr. Stevens to open the store on several occasions. She also stated that she and Miss Alsbough talked over their meeting at the store in the presence of Mrs. Stevens on the morning of January 1, 1903, and that when they were outside of the store Mr. Stevens had not got into the buggy while she and Miss Alsbough spoke of meeting at the store. She also said that the final arrangements were made as she and Miss Alsbough walked up the street from the store. She further stated that she assisted in the moving of the stock, which was done some time in December, she thought about the middle of the month, and that at the time of the attempted fire Mrs. Stevens had taken a number of velvet home with her and that they were not in the store at the time of the attempted fire. She also testified that the invoice book was taken home by Mrs. Stevens and was not at the store again; that this was the first time she had seen it since the invoice was taken.

Mrs. Stevens was the next witness called by the defense. Her testimony was much the same as at the former trial. She stated that on the afternoon of the first of January she and Mr. Stevens drove to the home of Mr. Stevens' father, where they stayed about 5 o'clock. They stayed there for about an hour, and afterwards went to the home of her parents, where they stayed until about half past four. Just as they were ready to leave she said that her brother, Will Hoath, came home and it was arranged that he was to go with them to the home of her father, and that he was to go home with them.

"When my brother got into the buggy with us the spring broke, and we decided that as Mr. Stevens was the heavy one he would come home on the car and we would go on in the buggy. My brother and I started. This was about 5 o'clock. When we passed the Palace stables we stopped and told the boy to come after the horse right away, as Mr. Stevens would want him when he came. We got home between half past five and six, and my brother wanted to practice on his violin. He discovered that he had left his book at home and he decided that he would go back on the car for it. He then left and went home. He returned later with Mr. Stevens. They reached our home about seven o'clock and at once started to prepare for the theater. It was at this time that we received the telephone message to come to the store."

Mrs. Stevens then testified concerning the stock and the invoice that was taken. She said that she paid Miss McPartlin \$50 for the stock, and that the fixtures were involved at \$50, but that the stock was in a little better condition than when it was purchased from Miss McPartlin. Mrs. Stevens then testified that she, in company with Harry Hess, Mr. and Mrs. Stevens and Miss Hereford, met at the store one evening during the street fair and that Mrs. Alsbough was there with a young gentleman. She afterwards said that they were all to meet there according to arrangement and that the curtains were up and the light was burning.

Miss Pennybacker was then called by the defense for the purpose of impeaching Mrs. Nora Bell, but as the evidence she had to offer was upon a point that was entirely immaterial to the case, Attorney Eckstein objected, and the objection was sustained by Judge Wilson. The witness was then dismissed.

The deposition of Roscoe Lowe was then read by Attorney George Adams. Lowe was formerly a motorman employed by the Wichita Railroad and Light company, and he testified that on the evening of January 1, 1903, Mr. Stevens and Will Hoath got on the car at 1st street and rode down to First street, where they got off the car and started east.

S. M. Stevens was then called. His testimony was very much the same as that at the former trial, with the exception of a slight variation in the time of his arrival at his home on the evening in question. On cross examination he stated that the bill of sale for \$100 was made for the purpose of putting off a creditor the day of the preliminary hearing and that the correct bill of sale given for the goods was \$250.

He also created a little sensation when he said that the statement which Mr. Eckstein introduced was never read by him, although it was signed by him. He said that he read the statement that Mr. Frank Burt made out for him, but that he did not read it after Judge Stanley had recited it. He was then asked to read the statement, and when he had finished he said "that statement was not true in all respects. He said that the number of his father's house was wrong, and that the time of his arrival home was also wrong. That instead of being 7:30 o'clock it should have read 8 o'clock. Mr. Eckstein then asked him if he did not read the statement at the previous trial, to which he replied that he did not.

"Didn't you say that the statement was true at the former trial?"

"I don't remember."

"Didn't I ask you the date and you read it and said this is dated the 3rd of January?"

"I believe you did, but I had the date

in my hand and only saw the date."

"Then you did not read the paper at the other trial?"

"No, sir."

The court then adjourned. The cross examination of Mr. Stevens will be continued this morning.

COLWICH HORSE EASY

Prof. Gleason Makes Short Work of Bad Animal.

The interest at Prof. Gleason's horse training exhibitions still continues. An immense crowd greeted him last night, all the seats being full before the performance commenced. All the fences and the roofs of the adjacent buildings were lined, and about two hundred were standing up inside. In all there were near twenty-five hundred present.

The first horse was one that had been spoiled, and was a shy and balky. Prof. Gleason first learned it to obey him in regard to starting and stopping, and drove it around the ring several times. He also cured it of scaring by getting it used to tin pans and the big drum. Before he got through with it it went through its "turns" as if it had been in the business for years.

The second horse was a runaway, and one that would be termed ruined, but after taking the first degree fell into line nicely. It and the first horse were then hitched together and an automobile was brought into the arena. They were driven up to it and around it and the machine was run back and forth before them, but they finally became reconciled and paid no more attention to it than if it were a hand cart. They absolutely refused to scare at anything.

The horse that was brought from Colwich yesterday did not prove to be as bad as was expected. There was a big crowd from that place here to see the trouble that was expected when this horse was brought in, but they were disappointed in this respect.

The next horse on the list was one called "Thunderbolt," and he did full credit to his name. He was a veritable terror, and lost no time in demonstrating the fact. But for Prof. Gleason it seemed only a matter of time to bring this and the others under subjection. Without driving them single he hitched the last two together and away they went. They did some of the wildest kicking and plunging of which they were capable, and finally one of them came down on the pole of the vehicle, breaking it off close to where the double-tree were fastened. But even this did not disturb the equanimity of Prof. Gleason. He continued to drive them around the ring, with both horses kicking and rearing, but after awhile they stopped at his command, with no other damage.

There will be several new horses tomorrow night, the last two will also be driven again.

The merit of the exhibitions will be better appreciated when it is borne in mind that these horses are exceptionally bad cases, only those that have been considered unmanageable being handled on these occasions.

Prof. Gleason also gives some valuable advice as to the driving and handling of horses, which is of greater value when it is so apparent that there are comparatively few people who really understand the proper methods that should be employed. All should make it a point to witness his exhibitions.

COMING LOCAL EVENTS.

The Colfax Gleaners will meet with Mrs. Barr, 155 North Market. All Rebekahs are invited to attend.

The Colfax Gleaners will meet with Sister Barr, 136 North Market street. All Aebekas are invited.

Regular session of Wichita Lodge 427, B. P. O. Elks, this evening. Installation of officers. All members are earnestly requested to be present.

On Thursday evening at 8 o'clock the ladies of the Kansas Socialist Women's organization will give a box supper in the rooms of the American Socialist College, 205 Sedgwick. A pleasant time guaranteed. All invited.

Wichita Lodge No. 30, I. O. O. F., will call a special meeting this evening to complete the arrangements for the anniversary class. It is necessary that every member of the degree team be present, as this is the last opportunity to drill.

Wichita Acclim 132, Fraternal Order of Eagles, will hold a social session and class this evening at 7:30 p. m. An excellent program has been prepared. All members and friends are cordially invited. Eagle club rooms, over 131 West Douglas avenue.

Rev. Harry Waite and family have gone to El Dorado where Mr. Waite will take charge of a new appointment. He served a term of six years in this city as presiding elder of the Wichita district of the M. E. church.

Family of Rats End Life Together.

In the yard of a local residence, a pathetic sight was seen the other morning. Near the water faucet was a family of dead rats. They had eaten Stearns' Electric Rat and Roach Paste and rushed out of the house to the nearest point where there was water, and gave up life together. Stearns' Electric Rat and Roach Paste is sure death. It is easy to use and absolutely guaranteed to kill cockroaches, water bugs, rats, mice, etc., driving them out of the house to die. Dealers generally have the Paste for sale, or package will be sent, express prepaid on receipt of price by the Stearns' Electric Paste Co., Tribune Building, Chicago, Ill. Small size, 25c. Hotel size, eight times the quantity, \$1.00.

NEWS FROM ALL THE RAILROADS

Two Santa Fe Employees Meet Death.

ENGINE BOILER EXPLODES

Items of Interest About Different Employees.

While running at a fast rate of speed yesterday morning at 11 o'clock, between Florence and Burns, the boiler of a locomotive attached to an extra stock train enroute to Arkansas City exploded and instantly killed W. E. Moody, the engineer and the fireman, Emanuel Hahn. The remainder of the train crew escaped serious injury. The track was torn up for a distance of perhaps 100 feet.

The train was manned by a chain gang and was making fast time as a preferred stock special. The explosion occurred without an instant's warning. The entire locomotive was wrecked and scraps of iron were hurled several hundreds of feet. Some of the freight cars were dented. As yet no cause can be assigned for the explosion.

The bodies of the dead trainmen were taken to their homes at Emporia for burial. A. C. Chamberlain, the conductor, escaped injury, but several of the brakemen were seriously bruised when the explosion occurred.

ORIENT WORK BEGUN

Track Laying Has Commenced Out of Fairview, O. T.

H. H. Copeland & Son, who are local agents for the sale of construction stock for the Orient, received a letter yesterday from Division Engineer Smith, in which the facts are set forth that work was commenced Monday near Fairview, O. T. With material on the ground for track laying and bridge building, work will assume active proportions. The track will first be laid from Fairview to Longdale.

There is no question now of the continuation of the construction work, and it is hoped that no further delay will be necessitated. The only hindrance that may possibly check work is the supply of material.

BRAKEMAN IS INJURED

O. Huber, a Missouri Pacific Employee, Meets With Accident.

O. Huber, a brakeman in the Missouri Pacific service, fell from a box car last night about 9 o'clock, at the Twelfth street crossing and received several minor bruises.

The switch engine was being backed and it struck the box car upon which Brakeman Huber stood sooner than was expected. He lost his balance and fell to the ground, where he was picked up a few minutes later by the ambulance and was taken to the Wichita hospital.

After an examination by physicians it was found that he was not seriously hurt. Mr. Huber will probably be able to be on duty in the course of a week.

PASSENGER TRAIN DERAILED

Five Passengers Are Badly Shaken Up on Santa Fe.

A local passenger train, south-bound, on the Atchison, Topeka and Santa Fe railway, was derailed yesterday twenty miles east of Winfield by the spreading of the rails. The baggage, smoker and two chair cars were thrown down an embankment and completely turned over. Five passengers were injured, not fatally. No one was killed. The injured: Thomas Wilson, Independence, Kan., side and hips.

W. D. Dodde, Independence, severe scalp wound and bruise on shoulder.

W. Warkenton and A. Gilbert, Newton, injuries slight.

SPECIAL RATES GRANTED

Railroad Makes Cheap Fare for Symphony Concert.

The Santa Fe received word yesterday that a party of one and one-third for a party of twenty-five, or a one fare rate for the round trip for a party of fifty, will be granted from Wellington, Winfield and Arkansas City to persons desiring to attend the Damrosch concert in the city at the Toler auditorium next Monday night.

LINK AND PIN.

Wymer Dunn, an employee of the Santa Fe warehouse, has returned to work after an absence of several days on account of sickness.

Austin Hoover, an employee of the Santa Fe, has quit his job and returned to his home at Ashland.

Hal Remspear, baggage man at the Frisco passenger station, is laying off on account of illness from inflammatory rheumatism. Joseph of the warehouse is taking Remspear's place.

Clyde Reed, chief clerk of the railway mail service, was in Topeka yesterday on business.

William Flannely, traveling passenger agent for the Southern railway, was in the city yesterday on important business.

Harry Deard, yard foreman for the Frisco, completed a connection with the Missouri Pacific at Twenty-second street yesterday.

W. R. DRAPER MARRIES

Former Wichita Man Wed Yesterday at St. Louis.

According to a telegram received by the Eagle last night, William R. Draper, formerly of this city, but now of St. Louis, was married yesterday at that place. Mr. Draper is now managing editor of the Frisco Magazine, a monthly publication issued by the railroad system of that name.

LEIB ON DAMROSCH

Wichita Musician Talks of New York Symphony Orchestra.

A reporter for the Eagle, in an interview yesterday with Prof. Leib, musical director of the Wichita Choral club, incidentally mentioned the coming of Walter Damrosch and his New York Symphony Orchestra. The opinion of Prof. Leib ought to count for much, owing to his long residence in Boston and later in Kansas City, and his extensive knowledge and experience in matters musical. He said:

"From all I can gather there seems as yet to be no adequate awakening of the



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public of Wichita to the coming among us of Mr. Damrosch and his New York Symphony Orchestra. In all the years of my residence in Kansas City we had few things come there that at all equaled this orchestra under Mr. Damrosch, and I have my doubts if anything could possibly, even regardless of expense, be brought to Wichita of greater value than this combination. I have heard it and can only say that it was worth far more than I paid, and my brother in Chicago, a business man, but a musical connoisseur, who goes to everything of the kind, says Mr. Damrosch's lecture is of itself worth more than the price of admission, while the orchestra's playing of the "Parafal" music is superb. I would not miss it for anything and I feel that no one making pretensions to knowing or learning music, can afford to give the occasion the "go by." For the credit of the city of Wichita I trust there will be a full house.

The Choral club has, for the first time this season, set its rehearsal forward to Tuesday evening of next week, in order that all may go to hear the orchestra who wish, and I think many will attend."

CHAUTAUQUA CIRCLES.

SUNFLOWER CHAUTAUQUA CIRCLE.

Evolution of Industrial Society, part 2, chapter 3—Mrs. Freeman.

Selection from "Looking Backward," by Bellamy—Miss Kaufman.

Music—Miss Goldie Evans.

Map Review of Colombia—Mrs. Sweet.

Character Sketch from "The Luck of Roaring Camp"—Mrs. Wright.

Roll Call—Quotations from the poets suggestion of industry.

Leader—Mrs. Harnish.

Next week at the Crawford on Tuesday, April 19th, the Northland singer, Mr. Ben Hendricks, and his company will appear in Mr. Sidney R. Ellis, romantic play, "Erik of Sweden," a tale of the city of New York and Lake Superior region. Mr. Hendricks, the star of the attraction, is said to have verified and excelled all predictions of his success in this field and is acknowledged as a leader in romantic Swedish comedy. As a singer he is counted one of the best.

Assembly Chautauqua circle will meet next Tuesday evening with Miss Rick, 1329 North Market street. Program:

Roll call—Quotations from poets, descriptive of industry.

Racial Composition, Miss Rich.

Evolution of Industrial Society, chapter 11, Miss Dodge.

Reading from Dunbar, Miss Kendle.

Discussion—"Is Penance Justified in Dealing with Backward Races." Led by Mr. Jones.

John G. Staley, leader.

Philopathean Chautauqua circle will meet at Mr. MacConnell's, 1206 North Lawrence.

Roll call—Highways and Byways.

Racial Composition, Mrs. Daugherty.

Music, Miss McClung.

Ely, chapter 11, led by Mr. Laughhead.

Music, Mrs. MacConnell.

NEUTRALITY.

Senator Nelson had a wordy warfare during a debate some days ago for openly declaring his sympathies with Japan in the present eastern conflict. A great hubbub followed. Other senators said

only remarks favoring the strictest neutrality should be heard on the floor. Yesterday there was a gleam of satisfaction in the senator's eye as he drew from his pocket the copy of "A Declaration of Neutrality." He came across it in a Norwegian newspaper, the *Tidningen*, and has translated the article, ascribed to the pen of one Carl Ewald, into good English. This is Mr. Nelson's translation:

"St. Peter appeared before the throne of God and made a report of the Russian-Japanese war. When he had finished the Russian angel fell on his knees, swung his hands, and prayed: 'Help the Russians, Lord! the Russians of the true faith.' The czar will praise thee in St. Petersburg, kneel in Moscow, and be on his face in Koenig."

"Crash the cruel and unjust Russians," was the prayer of the humble and timid Finnish angel.

"The French angel whispered in our Lord's right ear: 'Russia the Russian or France will be bankrupt.'"

Turning to his left ear, the English angel exclaimed: "Woe the Japanese continued success, so that the British may be relieved from assisting them."

Our Lord glanced from one to the other with a deep smile on his imperishable visage. "St. Peter," said he, "be ye mainly neutral"—Washington Post.

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